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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2005 JUN -8 AM 9:3

Application of: Marton *et al.*

Confirmation No.: 8604

Serial No.: 09/823,322

Art Unit: 1631

Filed: April 2, 2001

Examiner: Marschel, A.

For: METHODS FOR DETERMINING
THERAPEUTIC INDEX FROM
GENE EXPRESSION PROFILES

Attorney Docket No: 9301-136

PETITION FOR EXTENSION OF TIME UNDER 37 CFR § 1.136(a)

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OFFICE OF PETITIONS

Sir:

It is respectfully requested that the time for filing an appeal brief be extended for a period of five months from January 10, 2005 to and including June 10, 2005.

Applicants paid an extension fee of \$510.00 (small entity) for a period of three months from January 10, 2005 to and including April 10, 2005 previously. The additional fee for this extension is estimated to be \$570.00 (small entity). Please charge the required fee to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Respectfully submitted,

Date: June 6, 2005

Adriane M. Antler 32.605
Adriane M. Antler (Reg. No.)

JONES DAY
222 East 41st Street
New York, New York 10017
(212) 326-3939

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office to facsimile telephone number 1-571-273-8300 on the date shown below.

Adriane M. Antler 32.605
Adriane M. Antler (Reg. No.)

Date: June 6, 2005

NYJD 1579290.1